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February 22, 2016

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The Honorable Margo K. Brodie
United States District Court for the Eastern District of New York
225 Cadman Plaza East
Brooklyn, New York 11201

Re: Atik, et al. v. Welch Foods, Inc., et al., 15-cv-5405 (MKB) (VMS)

Dear Judge Brodie:

We represent defendants Welch Foods, Inc. and The Promotion in Motion Companies, Inc. (collectively, "Defendants") in the above-entitled action, and write pursuant to Rule 3(D) of Your Honor's Individual Practices and Rules.

Enclosed herewith please find courtesy copies of the following documents:

- Notice of Defendants' Motion to Dismiss the Complaint Pursuant to Fed. R. Civ. P. 12(b)(1) & (6) [ECF 17];
- Memorandum of Law in Support of Defendants' Motion to Dismiss the Complaint Pursuant to Fed. R. Civ. P. 12(b)(1) & (6) [ECF No. 19];
- Affirmation of Daniel S. Silverman in Support of Defendants' Motion to Dismiss the Complaint, along with Exhibits A-G thereto [ECF No. 18];
- Plaintiffs' Opposition to Defendants' Motion to Dismiss Plaintiffs' Complaint [ECF No. 21]; and
- Reply Memorandum of Law in Further Support of Defendants' Motion to Dismiss the Complaint Pursuant to Fed. R. Civ. P. 12(b)(1) & (6) [ECF No. 20].

Pursuant to Your Honor's rules, a copy of this letter will be sent to the assigned magistrate judge and to opposing counsel, and will also be electronically filed to the docket of the above-entitled action.

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Respectfully Submitted,

/s/ Daniel S. Silverman

Daniel S. Silverman

cc: The Honorable Vera M. Scanlon (via Federal Express)
Opposing Counsel of Record (via Federal Express)